



August 30, 2023

**Reply to St. Paul**

**Via Email Only**

Magistrate Judge Clare R. Hochhalter  
United States District Court  
220 East Rosser Avenue, Suite 426  
Bismarck, ND 58502-0670  
[NDD\\_J-Hochhalter@ndd.uscourts.gov](mailto:NDD_J-Hochhalter@ndd.uscourts.gov)

Re: Michael Fink v. BNSF Railway Co.  
Court File No. 1:20-CV-00222 (DLH/CRH)  
Our File No.: 73301

Dear Judge Hochhalter:

The parties write to update the Court on the status of the settlement in the above-referenced matter. The parties have successfully negotiated the terms of the settlement agreement and release, the completion of which occurred recently. We anticipate the release will be executed in the near future and the stipulation for dismissal filed as well.

We will not, however, be able to complete these tasks before today's thirty-day deadline to submit closing documents, as ordered by the Court on July 31st, 2023. Accordingly, the parties request an additional thirty days to submit closing documents.

We are available to discuss with the Court if it would be useful.

Sincerely,

***/s/ R. John Wells***

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***/s/ Joseph Sayler***

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4872-5551-7821, v. 1

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